

**SUPREME COURT MINUTES
WEDNESDAY, JUNE 25, 2008
SAN FRANCISCO, CALIFORNIA**

S051451**PEOPLE v. VALENCIA
(ALFREDO)**

Rehearing denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S162675

F051812 Fifth Appellate District

**PEOPLE v. STONE
(NICHOLAS SCOTT)**

Petition for review granted (criminal case)

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

Votes: Chin, A. C. J., Kennard, Baxter, Werdegarr, and Moreno, JJ.

S162818**MUNSON (KENNETH) v. DEL
TACO, INC.**

Request for certification granted

The request, made pursuant to California Rules of Court, rule 8.548, that this court decide questions of California law presented in a matter pending in the United States Court of Appeals for the Ninth Circuit, is granted. Pursuant to rule 8.548(f)(5) of the California Rules of Court, this court restates the certified questions as follows:

(1) “Must a plaintiff who seeks damages under California Civil Code section 52, claiming the denial of full and equal treatment on the basis of disability in violation of the Unruh Civil Rights Act (Civ. Code, § 51) and the Americans with Disabilities Act of 1990 (42 U.S.C. § 12101 et seq.), prove ‘intentional discrimination’?”

(2) “If the answer to Question 1 is ‘yes,’ what does ‘intentional discrimination’ mean in this context?”

For the purposes of briefing and oral argument, defendant Del Taco, Inc. is deemed petitioner in this court. (Cal. Rules of Court, rule 8.520(a)(6).)

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

Votes: Chin, A. C. J., Kennard, Baxter, Werdegarr, and Moreno, JJ.

S163132 D050830 Fourth Appellate District, Div. 1 **S. (RAYMUNDO), IN RE**

Review granted/briefing deferred (8.512(d)(2) criminal case)

The petition for review is granted.

Further action in this matter is deferred pending consideration and disposition of a related issue in *In re Jose C.*, S158043 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

Votes: Chin, A. C. J., Kennard, Baxter, Werdegarr, and Moreno, JJ.

S163214 B198046 Second Appellate District, Div. 1 **PEOPLE v. PINKS (LENNOX WINSTON)**

Review granted/briefing deferred (8.512(d)(2) criminal case)

Respondent's petition for review is granted.

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Scott*, S136498 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Appellant's petition for review is denied.

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

Votes: Chin, A. C. J., Kennard, Baxter, Werdegarr, and Moreno, JJ.

S161544 B196367 Second Appellate District, Div. 1 **QUIHUIS (ROBERT) v. CITY OF LOS ANGELES**

Transferred to Court of Appeal, Second Appellate District, Division One, after hold

The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, Division One, with directions to vacate its decision and reconsider the cause in light of *Mays v. City of Los Angeles* (2008) 43 Cal.4th 313. (Cal. Rules of Ct., rule 8.528(d).)

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

Votes: Chin, A. C. J., Kennard, Baxter, Werdegarr, and Moreno, JJ.

S130722
ON

RUNDLE (DAVID ALLEN)

H.C.

Petition for writ of habeas corpus denied (AA)
Petitioner's "Petition for Writ of Habeas Corpus" filed on January 14, 2005, is denied.
All claims are denied on the merits, except for Claim VII.L, which is denied as premature, without prejudice to renewal after an execution date is set.
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

S162624 C056675 Third Appellate District

PEOPLE v. CURTIS (JOHN BENTON)

Petition for review denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

S162750 B200950 Second Appellate District, Div. 5

PEOPLE v. WILLIAMS (FRANKLIN)

Petition for review denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

S162830 C054010 Third Appellate District

HENDERSON (DAVID) v. UNITED INSURANCE COMPANIES, INC.

Petition for review & publication request(s) denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

S162839 G038223 Fourth Appellate District, Div. 3

PEOPLE v. HERNANDEZ (IRAN EMMANUEL)

Petition for review denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

S162844 C052776 Third Appellate District

**PEOPLE v. CARTER
(HOLDEN LAMAR)**

Petitions for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

S162851 B206738 Second Appellate District, Div. 3

**SPECTOR (PHILLIP) v. S.C.
(PEOPLE)**

Petition for review denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S162857 E040945 Fourth Appellate District, Div. 2

**POOLE (MARC) v. CARTER
(WILLIE)**

Petition for review & publication request(s) denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S162878 B196031 Second Appellate District, Div. 5

**NORRIS (PEGGY IRENE) v.
CRANE COMPANY**

Petition for review denied

George, C. J., was absent and did not participate.

Chin, A. C. J. and Corrigan, J., were recused and did not participate.

S162902 D049505 Fourth Appellate District, Div. 1

**PEOPLE v. ESPINOZA
(ROGELIO CUEVAS)**

Petition for review denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S162942 B197960 Second Appellate District, Div. 1

**WEDEMEYER (LOWELL R.)
v. SAFECO INSURANCE
COMPANY OF AMERICA**

Petition for review denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S162998 D048290 Fourth Appellate District, Div. 1

**PEOPLE v. MATTHEWS
(VANNIL)**

Petition for review denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S163003 D052326 Fourth Appellate District, Div. 1

PEOPLE v. LOPEZ (JUAN)

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

S163043 F051582 Fifth Appellate District

**PEOPLE v. SEMPER (MARK
NATALIO)**

Petition for review denied

George, C. J., was absent and did not participate.

Baxter, J., was recused and did not participate.

Corrigan, J., was absent and did not participate.

S163055 C055736 Third Appellate District

**PEOPLE v. MCKINNIE
(CHRISTOPHER CHARLES)**

Petition for review denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S163062 B194025 Second Appellate District, Div. 8

**PEOPLE v. YAU (JULIO
CESAR GUZMAN)**

Petition for review denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S163068 B185611 Second Appellate District, Div. 6

**PEOPLE v. ZIESMER
(DAVID)**

Petition for review denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S163070 B206842 Second Appellate District, Div. 1 **URIETA (ROBERTO) ON H.C.**
Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

S163086 C056820 Third Appellate District

**FOSTER (DONALD) v.
WORKERS'
COMPENSATION APPEALS
BOARD**

Petition for review denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S163100 H031317 Sixth Appellate District

**SUTTER'S PLACE, INC. v.
S.C. (CITY OF SAN JOSE)**

Petition for review & depublication request(s) denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S163108 F052904 Fifth Appellate District

O. (JESUS), IN RE

Petition for review denied

George, C. J., was absent and did not participate.

Kennard, J., is of the opinion the petition should be granted.

Corrigan, J., was absent and did not participate.

S163110 G040124 Fourth Appellate District, Div. 3

**PACIFISTAFF, INC. v. S.C.
(PEOPLE)**

Petition for review denied

The request for judicial notice is granted.

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S163128 B186302 Second Appellate District, Div. 6

**PEOPLE v. JACKSON
(FREDERICK L.)**

Petition for review denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S163161 B205950 Second Appellate District, Div. 8 **DIXON (GREGORY) ON H.C.**

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

S163162 B202798 Second Appellate District, Div. 4 **HAMILTON (MICHAEL) ON H.C.**

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

S163168 E042227 Fourth Appellate District, Div. 2 **P. (CHRISTOPHER), IN RE**

Petition for review denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S163171 F051886 Fifth Appellate District **PEOPLE v. GARCIA, JR., (MICHAEL)**

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

S163173 C058384 Third Appellate District **MONTGOMERY (BRIAN) ON H.C.**

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

S163183 A118654 First Appellate District, Div. 5 **MOORE (GARY B.) ON H.C.**

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

S163188 B204792 Second Appellate District, Div. 8 **HILL (JEFFREY ANDRE) ON H.C.**

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

S163194 G040188 Fourth Appellate District, Div. 3
ALBERT)

**GUARDADO (PAUL
ON H.C.**

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

S163204 D048304 Fourth Appellate District, Div. 1

**PEOPLE v. LEON (JOSE
LUIS)**

Petitions for review & depublication request(s) denied

George, C. J., was absent and did not participate.

Moreno, J., is of the opinion appellant's petition should be granted.

Corrigan, J., was absent and did not participate.

S163210 F051232 Fifth Appellate District

**PEOPLE v. GOINS (JALANI
JAMAH)**

Petition for review denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S163211 E041955 Fourth Appellate District, Div. 2

**PEOPLE v. MICKOW (JASON
ROBERT)**

Petition for review denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S163228 F054778 Fifth Appellate District

ARIAS (JOSEPH) ON H.C.

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

Baxter, J., was recused and did not participate.

S163229 A119289 First Appellate District, Div. 4

S. (NATHANIEL), IN RE

Petition for review denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S163255 G037299 Fourth Appellate District, Div. 3

Petition for review denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

**SHAHBAZ (TONY) v.
HORWITZ (LAWRENCE
W.)/(SENN)**

S163256 A117661 First Appellate District, Div. 3

Petition for review denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

B. (BRANDON), IN RE

S163270 B192062 Second Appellate District, Div. 3

Petition for review denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

**PEOPLE v. TRUJILLO
(TIMOTHY J.)**

S163271 B196524 Second Appellate District, Div. 6

Petition for review denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

PEOPLE v. GABRIE (MARIE)

S163281 A118375 First Appellate District, Div. 3

Petition for review denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

**LOS ANGELES COUNTY
DEPENDENCY ATTORNEYS,
INC. v. DEPARTMENT OF
GENERAL SERVICES/
(KREKORIAN)**

S163307 A111024 First Appellate District, Div. 2

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

**PEOPLE v. MYERS
(ANTHONY WAYNE)**

S163312 C056206 Third Appellate District
Petitions for review denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

W. (PRISCILLA), IN RE

S163314 C055309 Third Appellate District
Petitions for review denied
George, C. J. and Corrigan, J., were absent and did not participate.

PEOPLE v. COLES (GEORGE EDWARD)

S163319 B198863 Second Appellate District, Div. 6
Petition for review denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

G. (JUAN), IN RE

S163339 G039988 Fourth Appellate District, Div. 3
Petition for review denied
George, C. J. and Corrigan, J., were absent and did not participate.

GENNIRO (ANTHONY) ON H.C.

S163347 B205238 Second Appellate District, Div. 5
Petition for review denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

SHARMA (LILAVATI) v. PARDUE (A. MICHAEL)

S163351 C056735 Third Appellate District
Petition for review denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

F. (M.), IN RE

S163381 B206910 Second Appellate District, Div. 7
Petition for review denied
George, C. J. and Corrigan, J., were absent and did not participate.

PULIDO (CARLOS) ON H.C.

S163388 C053362 Third Appellate District

**PEOPLE v. MIRANDA
(JAVIER)**

Petition for review denied

George, C. J., was absent and did not participate.

Kennard, J., is of the opinion the petition should be granted.

Corrigan, J., was absent and did not participate.

S163408 H032404 Sixth Appellate District

CAMEL (DANNY) ON H.C.

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

S163425 C053234 Third Appellate District

**SUKELIS (ROBERT) v.
TIGUE (MIKE)**

Petition for review denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S163442 C058126 Third Appellate District

**LEATHERBLAIRE (PAULA) v.
WORKERS'
COMPENSATION APPEALS
BOARD**

Petition for review denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S163443 B192944 Second Appellate District, Div. 5

**INDYWAY INVESTMENT v.
COOPER (DENNIS) &
COUNTY OF LOS ANGELES**

Petition for review denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S163460 D052128 Fourth Appellate District, Div. 1

HAYES (LEVERT) ON H.C.

The petition for review is denied without prejudice to any relief to which petitioner might be entitled after this court decides *People v. Nguyen*, S154847.

George, C. J. and Corrigan, J., were absent and did not participate.

S163475 B207003 Second Appellate District, Div. 4 **PALMER III (WILL MOSES)
ON H.C.**

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

S163480 B207267 Second Appellate District, Div. 4 **PALMER III (WILL MOSES)
ON H.C.**

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

S163489 B194919 Second Appellate District, Div. 3 **GARIBAY (ALEJANDRA) v.
HEMMAT, M.D., (MEHDI)**

Petition for review & depublication request(s) denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

Werdegarr, J., is of the opinion the petition should be granted.

S163543 B196260 Second Appellate District, Div. 3 **ABEDI (ANAHIT) v.
FRIEDMAN, HELLER &
ENRIQUEZ**

Petition for review denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S163555 E042550 Fourth Appellate District, Div. 2 **PEOPLE v. TARLTON
(THOMAS LEE)**

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

S163561 B198732 Second Appellate District, Div. 5 **PEOPLE v. KOTTENBROOK
(CHRISTOPHER)**

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

S163566 E044885 Fourth Appellate District, Div. 2 **M. (MARINA), IN RE**
Petition for review denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

S163582 C058518 Third Appellate District **NOOR (MARVIN D.) ON H.C.**
Petition for review denied
George, C. J. and Corrigan, J., were absent and did not participate.

S163592 B207491 Second Appellate District, Div. 4 **WOLF (MERVYN HILLARD)**
v. S.C. (PEOPLE)
Petition for review denied
George, C. J. and Corrigan, J., were absent and did not participate.

S163607 B197439 Second Appellate District, Div. 7 **PEOPLE v. MACIAS**
(EDWARD)
Petition for review denied
George, C. J. and Corrigan, J., were absent and did not participate.

S163614 F052432 Fifth Appellate District **PEOPLE v. CARBAJAL**
(FERNANDO)
Petition for review denied
George, C. J. and Corrigan, J., were absent and did not participate.

S163616 B199563 Second Appellate District, Div. 7 **PEOPLE v. INIGUEZ**
(CARLOS)
Petition for review denied
George, C. J. and Corrigan, J., were absent and did not participate.

S163639 E040527 Fourth Appellate District, Div. 2 **PEOPLE v. BHARGAVA**
(PRATEEK)
Petition for review denied
George, C. J. and Corrigan, J., were absent and did not participate.

S163642 A117392 First Appellate District, Div. 5

Petition for review denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

**ORTERRY (MATTHEW) v.
MT. DIABLO UNIFIED
SCHOOL DISTRICT**

S163647 F053531 Fifth Appellate District

Petition for review denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

**PEOPLE v. DOBSON
(STEVEN JAY)**

S163651 C058691 Third Appellate District

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

**TARRANCE (DONALD LEE)
ON H.C.**

S163655 C053169 Third Appellate District

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

**PEOPLE v. KIRK (LARRY
WILBER)**

S163673 A116968 First Appellate District, Div. 2

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

**PEOPLE v. PERRY (GARY
WINN)**

S163674 C054313 Third Appellate District

Petition for review denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

**CALIFORNIA EARTH CORPS
v. STATE LANDS COMMISSION
(DEVELOPERS DIVERSIFIED
REALTY CORPORATION)**

S163676 D052412 Fourth Appellate District, Div. 1 **NICHOLS (RONALD) ON H.C.**

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

S163692 C054764 Third Appellate District **PEOPLE v. STEELE (JOHN MARTIN)**

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

S163701 B201135 Second Appellate District, Div. 1 **L. (STEPHANIE), IN RE**

Petition for review denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S163707 B194505 Second Appellate District, Div. 2 **PEOPLE v. VILLANUEVA (PATRICIA ANN)**

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

S163710 A117794 First Appellate District, Div. 4 **PEOPLE v. HOUSE (WILLARD MICHAEL)**

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

S163713 G040251 Fourth Appellate District, Div. 3 **CASAS (LEANDRO) ON H. C.**

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

S163714 B199180 Second Appellate District, Div. 4 **PEOPLE v. CABALLERO (EFRINE)**

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

S163729 F053430 Fifth Appellate District
Petition for review denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

D. (B.), IN ADOPTION OF

S163731 C051605 Third Appellate District

**PEOPLE v. HARNESS
(RICHARD LEE)**

Petition for review denied
George, C. J. and Corrigan, J., were absent and did not participate.

S163732 E043447 Fourth Appellate District, Div. 2

P. (JESSE), IN RE

Petition for review denied
George, C. J. and Corrigan, J., were absent and did not participate.

S163735 C054555 Third Appellate District

**PEOPLE v. GRAHAM
(RODNEY ALLEN)**

Petition for review denied
George, C. J. and Corrigan, J., were absent and did not participate.

S163736 B197202 Second Appellate District, Div. 6

**PEOPLE v. MIMS (MICHAEL
JEFFERY)**

Petition for review denied
George, C. J. and Corrigan, J., were absent and did not participate.

S163750 A115723 First Appellate District, Div. 4

**PEOPLE v. MASZEWSKI
(DON JAY)**

Petition for review denied
George, C. J. and Corrigan, J., were absent and did not participate.

S163752 C055643 Third Appellate District

**PEOPLE v. BURTON
(RICHARD CRAIG)**

Petition for review denied
George, C. J. and Corrigan, J., were absent and did not participate.

S163759 F052669 Fifth Appellate District

**PEOPLE v. LOPEZ
(MICHAEL EMILIANO)**

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

S163760 F052082 Fifth Appellate District

**PEOPLE v. MARQUEZ
(JOSHUA GREGORY)**

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

S163775 A121372 First Appellate District, Div. 5

MOORE (GARY B.) ON H.C.

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

S163779 G040127 Fourth Appellate District, Div. 3

**DELGADO (RICHARD
CONRAD) v. S.C. (PEOPLE)**

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

S163780 B197536 Second Appellate District, Div. 1

**MARTINELLI (MARIE
ROSA) v. INTERNATIONAL
HOUSE USA**

Petition for review denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S163785 D048251 Fourth Appellate District, Div. 1

**PEOPLE v. ZARAGOZA
(PAUL)**

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

S163787 H030682 Sixth Appellate District

**PEOPLE v. YOUNG
(HOWARD ALLEN)**

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

S163792 A117840 First Appellate District, Div. 3 **PEOPLE v. ESTRADA**
(MICHAEL EDWARD)

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

S163793 B189671 Second Appellate District, Div. 8 **PEOPLE v. WILLIAMS**
(JAMAL DONELL)

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

S163797 H031023 Sixth Appellate District **PEOPLE v. DRAGOS (JURE)**

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

S163802 E043733 Fourth Appellate District, Div. 2 **B. (D.), IN RE**

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

S163808 C054790 Third Appellate District **PEOPLE v. SCHREIBER**
(HOWARD)

The petition for review is denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court decides *Oregon v. Ice*, No. 07-901.

George, C. J. and Corrigan, J., were absent and did not participate.

S163809 G038185 Fourth Appellate District, Div. 3 **PEOPLE v. GRAJEDA**
(ANDREW DANIEL)

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

S163810 B194271 Second Appellate District, Div. 7 **PEOPLE v. AVINI**
(SALVATORI)

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

S163812 B197668 Second Appellate District, Div. 6 **T. (URIEL), IN RE**

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

S163816 A121465 First Appellate District, Div. 1 **CHRISTOPHER (STEVEN
DON) v. S.C. (PEOPLE)**

Petition for review denied

George, C. J. and Corrigan, J., were absent and did not participate.

S163828 B195857 Second Appellate District, Div. 7 **SETTLE (WILLIAM R.) v.
BRAFF (DAVID)**

Petition for review denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S164443 E045937 Fourth Appellate District, Div. 2 **E. (MARIE) v. S.C. (EATON)**

Petition for review and application for stay denied

George, C. J. and Corrigan, J., were absent and did not participate.

S152878 **SINTAY (BRIAN) ON H.C.**

Petition for writ of habeas corpus denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S157022 **PAYNE (DARVON) ON H.C.**

Petition for writ of habeas corpus denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S158188 **FLORES (LUCIO) ON H.C.**

Petition for writ of habeas corpus denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S158565

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

**SAIF'ULLAH (KHALIFAH
E.D.) ON H.C.**

S158566

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

ISRAEL (MAX) ON H.C.

S158676

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

**GONZALES (LARRY DEAN)
ON H.C.**

S158803

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

**THOMPSON (MICHAEL
ANTHONY) ON H.C.**

S159127

Petition for writ of habeas corpus denied
(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

OCHOA (OSCAR) ON H.C.

S159265

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

LANG (RUSSELL) ON H.C.

S159273

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

BURBIE (DERRIC) ON H.C.**S159372**

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

PINA (MANUEL) ON H.C.**S159386**

Petition for writ of habeas corpus denied
(See *In re Lindley* (1947) 29 Cal.2d 709; *In re Dixon* (1953) 41 Cal.2d 756.)
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

TYLER (MIRON J.) ON H.C.**S159478**

Petition for writ of habeas corpus denied
(See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

MARTINEZ (ANTHONY) ON H.C.**S159483**

Petition for writ of habeas corpus denied
(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

GASTON (ANTHONY) ON H.C.**S159575**

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

ROSS (ROBERT LEE) ON H.C.

S159586

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

**GONZALES (IGNACIO) ON
H.C.****S159625**

H.C.
Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

THORNTON (WADE) ON**S159629**

Petition for writ of habeas corpus denied
(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

**CALLOWAY (JAMES
WILSON) ON H.C.****S159640**

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

WELLS (MICHAEL) ON H.C.**S159672**

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

**PULL (EDWARD JAMES) ON
H.C.****S159689**

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

COLON (JOSE M.) ON H.C.

S159701

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

LONG (DAVID) ON H.C.**S159711**

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

**BRIONES (JOHNNY G.) ON
H.C.****S159721**

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

SMITH (LYNNARD) ON H.C.**S159727**

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

**SCHLAPPI (DARRYL A.) ON
H.C.****S159731**

Petition for writ of habeas corpus denied
(See *In re Miller* (1941) 17 Cal.2d 734; *In re Clark* (1993) 5 Cal.4th 750.)
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

**THOMPSON (MICHAEL
ANTHONY) ON H.C.****S159739**

Petition for writ of habeas corpus denied
(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

**WIGGINS (KEITH E.) ON
H.C.**

S159767

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

GARDNER (KEVIN) ON H.C.**S159773**

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

FALLS (DAVID A.) ON H.C.**S159780**

Petition for writ of habeas corpus denied
(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734.)
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

BAYRAMOGLU (FIKRI) ON H.C.**S159799**

Petition for writ of habeas corpus denied
(See *In re Clark* (1993) 5 Cal.4th 750; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

**WILLIAMS (NIGI
WAKUMKUTU) ON H.C.****S159800**

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

HALL (JAMES) ON H.C.**S159815**

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

**NUNEZ (TIMOTHY TIMIO)
ON H.C.**

S159827

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

WALKER (EARL) ON H.C.**S159829**

Petition for writ of habeas corpus denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

**ISLAS, JR., (JOSE GASTON)
ON H.C.****S159833**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

**MCDONALD (WILLIAM) ON
H.C.****S159836**

Petition for writ of habeas corpus denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

HAMPTON (JAMES) ON H.C.**S159840**

Petition for writ of habeas corpus denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

**CRUTCHFIELD (WARDELL)
ON H.C.****S159861**

Petition for writ of habeas corpus denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

VU (DAT HUU) ON H.C.

S159862

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

**RAMSEY (MARCUS T.) ON
H.C.**

S159863

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

**KIDD (ALFRED RENAY) ON
H.C.**

S159864

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

**CALIZ (RENAULDIE) ON
H.C.**

S159890

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

SEYMORE (LEROY) ON H.C.

S159891

Petition for writ of habeas corpus denied
(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

COOPER (CRAIG) ON H.C.

S159892

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

**RANDLE (WILLIE JAMES)
ON H.C.**

S159895

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

S159898

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

S159921

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

S159922

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

S159929

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

S159930

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

**WESTON (CHASE JASON)
ON H.C.**

**DAWSON (GLEN ERVIN) ON
H.C.**

**MALDONADO (RENE
ZUNIGA) ON H.C.**

**JONES (RUFUS
FITZGERALD) ON H.C.**

DAVIS (DORIAN) ON H.C.

REYES (JOSE LUIS) ON H.C.

S159931

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

FULLER (TYRONE) ON H.C.**S159932**

Petition for writ of habeas corpus denied
(See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

MCCANN (VINCENT E.) ON H.C.**S159940**

Petition for writ of habeas corpus denied
(See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

CURTIS (DAVID SCOTT) ON H.C.**S159942**

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

GORE (ANTONIO) ON H.C.**S159943**

Petition for writ of habeas corpus denied
(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

MARTINEZ (KENNETH LEE) ON H.C.**S159947**

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

ROBINSON (DANIEL) ON H.C.

S159984**LAU (HON C.) ON H.C.**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734.)

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S159987**XIMENEZ (CHRISTOPHER JAMES) ON H.C.**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate

S159988**REDDICK (CLINTON MORRIS) ON H.C.**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S160049**GILMAN (RICHARD M.) ON H.C.**

Petition for writ of habeas corpus denied

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S160064**GOMEZ (PABLO) ON H.C.**

Petition for writ of habeas corpus denied

(See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S160077

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

**REYES (JASON JAMES) ON
H.C.**

S160081

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

FIGGERS (FANON) ON H.C.

S160085

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

RUIZ (ALBERTO) ON H.C.

S160086

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

**SHEPPARD (SYLVESTER)
ON H.C.**

S160133

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

**MILLS (ROBERT CHARLES)
ON H.C.**

S160140

Petition for writ of habeas corpus denied
(See *In re Miller* (1941) 17 Cal.2d 734.)
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

LAWS (ALFRED) ON H.C.

S160153

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

**PRINCE (PATRICK P.) ON
H.C.**

S160209

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

**CARRASCO (JOANN) ON
H.C.**

S160212

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

**PARKS (WAYNE ANTHONY)
ON H.C.**

S160501

Petition for writ of habeas corpus denied
(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

LAU (HON C.) ON H.C.

S160608

Petition for writ of habeas corpus denied
(See *In re Dexter* (1979) 25 Cal.3d 921.)
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

**CRABTREE (ARTHUR) ON
H.C.**

S160790

Petition for writ of habeas corpus denied
George, C. J., was absent and did not participate.
Corrigan, J., was absent and did not participate.

**XIMENEZ (CHRISTOPHER
JAMES) ON H.C.**

S160872**LAU (HON C.) ON H.C.**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734.)

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S161402**WIGGINS (KEITH E.) ON H.C.**

Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750.)

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S161755**LAU (HON C.) ON H.C.**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734.)

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S163852**REYES (GABRIEL) ON H.C.**

Petition for writ of habeas corpus denied

(See *In re Dexter* (1979) 25 Cal.3d 921; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S164159**WILLIAMS (DONALD RAY)
ON H.C.**

Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S162909 G039254 Fourth Appellate District, Div. 3

Publication request denied (case closed)

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

G. (MICHAEL), IN RE**S162961** A118237 First Appellate District, Div. 2

Publication request denied (case closed)

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

L. (DAMONE), IN RE**S127275****RICHARDSON (CHARLES
KEITH) v. S.C. (PEOPLE)**

Time extended to consider modification or rehearing

The time for granting or denying rehearing in the above-entitled case is hereby extended to August 20, 2008, or the date upon which rehearing is either granted or denied, whichever occurs first. This order is entered nunc pro tunc as of June 20, 2008, due to clerical error.

S058734**PEOPLE v. HOLMES (KARL
DARNELL), MCCLAIN
(HERBERT CHARLES) &
NEWBORN (LORENZO)**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Deborah J. Chuang's representation that she anticipates filing the respondent's brief by March 31, 2009, counsel's request for an extension of time in which to file that brief is granted to August 21, 2008. After that date, only four further extensions totaling about 210 additional days are contemplated.

S077166**PEOPLE v. MCKINNON
(CRANDELL)**

Extension of time granted

Good cause appearing, and based upon Deputy State Public Defender C. Delaine Renard's representation that she anticipates filing the appellant's reply brief by August 31, 2008, counsel's request for an extension of time in which to file that brief is granted to August 29, 2008. After that date, no further extension is contemplated.

S095076**PEOPLE v. PENUNURI
(RICHARD)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to August 25, 2008.

S103087**PEOPLE v. POST (JOHN
LEVAE)**

Extension of time granted

Good cause appearing, and based upon counsel Ralph H. Goldsen's representation that he anticipates filing the appellant's opening brief by March 1, 2009, counsel's request for an extension of time in which to file that brief is granted to August 18, 2008. After that date, only four further extensions totaling about 195 additional days are contemplated.

S118384**PEOPLE v. MELENDEZ
(ANGELO MICHAEL)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to August 25, 2008.

S141210**MANRIQUEZ (ABELINO) ON
H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Sharlene A. Honnaka's representation that she anticipates filing the informal response to the petition for writ of habeas corpus by August 21, 2008, counsel's request for an extension of time in which to file that document is granted to August 21, 2008. After that date, no further extension is contemplated.

S155742

A114945 First Appellate District, Div. 4

**SHEEHAN (DANIEL) v. SAN
FRANCISCO 49ERS LTD.**

Extension of time granted

On joint application of appellants and respondent and good cause appearing, it is ordered that the time to serve and file their respective consolidated answers to the amicus curiae briefs is extended to August 15, 2008.

S162212**ERVINE (DENNIS NEWTON)
ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Laura Wetzel Simpton's representation that she anticipates filing the informal response to the petition for writ of habeas corpus by January 9, 2009, counsel's request for an extension of time in which to file that document is granted to September 2, 2008. After that date, only two further extensions totaling about 130 additional days are contemplated.

S164446

B190122 Second Appellate District, Div. 6

**CHARLES A. PRATT
CONSTRUCTION CO., INC. v.
CALIFORNIA COASTAL
COMMISSION**

Extension of time granted

The order filed June 24, 2008, is hereby amended to read in its entirety as:

"On application of respondent and good cause appearing, it is ordered that the time to serve and file the answer to the petition for review is extended to and including July 18, 2008."

S127621**PEOPLE v. ERSKINE (SCOTT
THOMAS)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Kimberly J. Grove is hereby appointed to represent appellant Scott Thomas Erskine for the direct appeal in the above automatic appeal now pending in this court.

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S162271

H031174 Sixth Appellate District

**PEOPLE v. LEAL (RAUL
ANTHONY)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, George Schraer is hereby appointed to represent appellant on the appeal now pending in this court.

S092410**PEOPLE v. NIEVES (SANDI DAWN)**

Record augmentation granted in part/denied in part

Appellant Sandi Dawn Nieves's January 8, 2008 "Motion to Augment the Record on Appeal; Motion for an Order Directing the Trial Court to Conduct Additional Proceedings" is granted in part as follows:

The motion to augment the record to include the Arts & Entertainment Television

Network/Maxwell Productions, Inc. videotapes is granted. On or before July 18, 2008, the parties are to produce the videotapes in superior court if they have or can obtain them. If the parties cannot produce the videotapes, the superior court is directed to hold a hearing to determine where the videotapes are located, and whether they can be obtained. A reporter's transcript of this hearing must be prepared, and the original transcript is to be transmitted to this court, and copies sent to counsel for the parties. If the videotapes cannot be obtained, the superior court is directed to conduct a hearing or hearings to settle the record with regard to the content of the tapes. A reporter's transcript of such hearing or hearings must also be prepared, and the original transcript is to be transmitted to this court, and copies sent to counsel for the parties.

The request to augment the record to include records of writ proceedings resulting from rulings in the superior court in this case is denied without prejudice to the filing of a renewed motion in compliance with California Rules of Court, rule 8.155(a)(2).

In all other respects the motion is denied.

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S055415**PEOPLE v. COWAN
(ROBERT WESLEY)**

Order filed

Attorney Denise Anton's confidential "Second Request for Reconsideration of Reimbursement Order," dated June 5, 2008, is hereby granted.

In conjunction with the separate orders filed on November 29, 2000, permitting Anton to withdraw as lead appellate counsel for appellant Robert Wesley Cowan in the above automatic appeal now pending in this court, and ordering Anton to reimburse the court the sum of \$5,500, and the subsequent order filed on March 12, 2008, reducing that reimbursement to \$3,500, Anton is granted a further credit in the sum of \$3,500, eliminating the reimbursement in its entirety.

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S146472**HOYOS (JAIME ARMANDO)
ON H.C.**

Order filed

Petitioner's "Application for Relief From Default and Request for Extension of Time to November 15, 2008, or in the Alternative, to July 14, 2008," treated as a request for modification of the court's June 18, 2008 order, is denied.

S153345**BOX (CHRISTOPHER) ON
H.C.**

Motion to file document under seal granted

Respondent's March 26, 2008 "Application for leave to file under seal Exhibit B to the informal response to petition for writ of habeas corpus" is granted in part as follows: Respondent represents, and petitioner does not dispute, that the pages of Exhibit B that are bate-stamped 1151-1152 contain "state summary criminal history information" within the meaning of Penal Code section 11105. These pages therefore are required to be "kept confidential by law." (See Cal. Rules of Court, rule 8.160(a).) In all other respects the application is denied. The clerk of the court is directed to file pages 1151-1152 of Exhibit B under seal, and to return the remaining portions of the exhibit to the moving party. (See Cal. Rules of Court, rule 8.160(e)(7).) George, C. J., was absent and did not participate. Corrigan, J., was absent and did not participate.

S160930 C051564 Third Appellate District**POPE (NATHAN) ON H.C.**

Order filed

In the above-entitled matter, petitioner Nathan Pope is designated the petitioner in this court for purposes of briefing and argument. (Cal. Rules of Court, rule 8.520(a)(6).) George, C. J., was absent and did not participate. Corrigan, J., was absent and did not participate.

S160930 C051564 Third Appellate District**POPE (NATHAN) ON H.C.**

Order filed

Petitioner Nathan Pope's motion to augment the record, filed June 12, 2008, is denied. Petitioner's motion for judicial notice, filed June 12, 2008, is denied without prejudice to refile the motion in correct form. (Cal. Rules of Court, rule 8.252(a)(1) & (2).) George, C. J., was absent and did not participate. Corrigan, J., was absent and did not participate.

S160990**DEMETRULIAS (GREGORY
SPIROS) ON H.C.**

Motion to file document under seal denied

Petitioner's "Application for Order to File Petition for Writ of Habeas Corpus and Exhibits Under Seal," filed on June 2, 2008, is denied.

The clerk is directed to return the lodged materials unless petitioner notifies the clerk in writing within 10 days after the date of this order that the lodged materials are to be filed as part of the public record. (See Cal. Rules of Court, rule 8.160(e)(7).)

George, C. J., was absent and did not participate.

Corrigan, J., was absent and did not participate.

S158076

C052606 Third Appellate District

**PEOPLE v. DIECK (RONALD
WILLIAM)**

Application to file over-length brief granted

The application of appellant for permission to file the reply brief on the merits in excess of the 4,200 word limitation is hereby granted.

S164120

E041807 Fourth Appellate District, Div. 2

**EVERETT (AGNES H.) v.
STATE FARM GENERAL
INSURANCE COMPANY**

Application denied

The application of Association of California Insurance Companies and Personal Insurance Federation of California for an extension of time to July 10, 2008, to file a consolidated response to requests for depublication is hereby denied.

S162718**GRASBERGER ON
RESIGNATION**

Resignation declined

This court having received and considered the voluntary resignation of JAMES EDWARD GRASBERGER, State Bar No. 89774, as a member of the State Bar of California, declines to accept the resignation. (Cal. Rules of Court, rule 9.21(d).)

George, C. J. and Corrigan, J., were absent and did not participate.

